**Order No. 2022-024**

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| **IN THE MATTER OF:** | § | **BEFORE THE BANKING** |
| | § | |
| | § | |
| **CHAD DINGLER** | § | **COMMISSIONER OF TEXAS** |
| | § | |
| | § | |
| **ATHENS, TEXAS** | § | **AUSTIN, TRAVIS COUNTY, TEXAS** |

**CONSENT ORDER PROHIBITING FURTHER PARTICIPATION**

On this day, the matter of Chad Dingler of Athens, Texas ("Respondent") was submitted to me, Charles G. Cooper, Banking Commissioner of the State of Texas ("Commissioner"), for consideration and action.

1. Respondent is a former employee of Citizens State Bank, Tyler, Texas ("Bank"). He held the position of Assistant Vice President and Loan Officer in the Bank's branch located at 713 East Tyler St., Athens, Texas until he resigned from the Bank on September 29, 2018.
2. The Bank was chartered in Texas under charter number 1996-30.
3. The Bank and Respondent are, and at all times pertinent to the allegations in this proceeding were, subject to the provisions of the Texas Banking Act ("Banking Act"), Texas Finance Code ("Finance Code") Title 3, Subtitle A.
4. Pursuant to Finance Code, Chapter 35, the Commissioner has jurisdiction over Respondent and the subject matter of this proceeding and is authorized to bring this enforcement action pursuant to Finance Code § 35.003.
5. The Commissioner has the authority to issue this Consent Order Prohibiting Further Participation ("Consent Order") pursuant to Finance Code § 31.201(d) and Texas Government Code ("Government Code") § 2001.056.
6. Respondent has been properly notified of his right to an administrative hearing under Finance Code § 35.004 and Government Code §§ 2001.051 and 2001.171. Respondent waives this right

and agrees to the disposition of this matter pursuant to the provisions of Finance Code § 31.201(d) and Government Code § 2001.056.

7. Respondent enters into this Consent Order solely for the purpose of this proceeding and without admitting or denying any facts contained herein or any violations of law or regulation. This Consent Order does not constitute an admission by Respondent that the Banking Act, or a rule adopted, or order issued under the Banking Act, has been violated.

8. For purposes of this proceeding, Respondent knowingly and voluntarily waives:
   a. service upon Respondent of this Consent Order;
   b. the right to present defenses to the allegations in this proceeding;
   c. notice and hearing prior to imposition of this Consent Order;
   d. the filing of proposed findings of fact and conclusions of law;
   e. the issuance of a proposal for decision by an administrative law judge;
   f. the filing of exceptions and briefs with respect to such proposal for decision;
   g. any review of this Consent Order by the Texas Finance Commission ("Finance Commission"); and
   h. judicial review of this Consent Order as provided by Government Code § 2001.171 et seq., and any other challenge to the validity of this Consent Order.

9. Any violation of this Consent Order could subject Respondent to additional regulatory or enforcement actions authorized by the Finance Code and other provisions of Texas law. Nothing in this Consent Order diminishes the regulatory or enforcement powers of the Texas Department of Banking ("Department"), the Commissioner, or the Finance Commission, or other applicable law.

10. The Commissioner has considered the matter and based upon credible evidence, reasonably believes that Respondent's actions satisfy the statutory requirements for the issuance of this Consent Order as set forth in Finance Code § 35.003.

11. The Commissioner has further considered the matter and finds as follows:

    a. between approximately December 2015 and September 2018, while employed at Bank, Respondent instructed staff to execute 64 unauthorized cash advances on 24 bank customer revolving credit lines and to provide those funds directly to Respondent. Respondent misappropriated these funds for his own use.

    b. Respondent's conduct caused the Bank to suffer a financial loss of $44,682.77.

12. Specifically, the Commissioner has determined that Respondent:

    a. intentionally violated applicable state and federal law; engaged in a breach of trust or fiduciary duty; and conducted business in an unsafe and unsound manner; and

    b. because of Respondent's actions, the Bank suffered financial loss, which it later recovered in full from Respondent; the interests of the depositors and shareholders were prejudiced; and Respondent received financial gain by reason of his actions; and

    c. Respondent's actions involved personal dishonesty and demonstrated willful and continuing disregard for the safety and soundness of the Bank.

13. Pursuant to Finance Code § 35.003, the Commissioner finds there are grounds to prohibit Respondent from office or employment in, or further participation in the affairs of a state bank or any other entity chartered, registered, permitted, or licensed by the Commissioner.

14. Respondent consents to the issuance of this Consent Order and agrees to comply with the terms that are set out in the ORDER below.

## ORDER

It is, therefore, ORDERED, ADJUDGED and DECREED that:

1. Pursuant to Finance Code §§ 35.003 and 35.007, Respondent may not:
    a. serve as a director, officer, or employee of a state bank, state trust company, or holding company of a state bank, or as a director, officer, or employee with financial responsibility of any other entity chartered, registered, permitted, or licensed by the Commissioner under the laws of this state;
    b. directly or indirectly participate in any manner in the management of such an entity;
    c. directly or indirectly vote for a director of such an entity; or
    d. solicit, procure, transfer, attempt to transfer, vote, or attempt to vote a proxy, consent, or authorization with respect to voting rights in such an entity.

## EFFECTIVE DATE

This Consent Order is effective on the date signed by the Commissioner and is final and non-appealable as of that date. The provisions of this Consent Order will remain effective and in force except in the event that, and until such time as, appropriate portions of this Consent Order are modified, terminated, suspended or set aside in accordance with applicable law.

It is so ORDERED.

Signed this 19th day of October 2022.

/s/ Charles G. Cooper
Charles G. Cooper
Banking Commissioner of the State of Texas

**AGREED AND APPROVED AS TO FORM AND SUBSTANCE:**

/s/ Chad Dingler — 10/11/22
Chad Dingler — Date

**APPROVED AS TO FORM:**

/s/ Stephen C. Speck — 10/19/22
Stephen C. Speck — Date
Assistant General Counsel
Texas Department of Banking